1	TITLE IV—SAFE AND DRUG-FREE
2	SCHOOLS AND COMMUNITIES

2	SCHOOLS AND COMMUNITIES
3	SEC. 401. AMENDMENT TO THE ELEMENTARY AND SEC
4	ONDARY EDUCATION ACT OF 1965.
5	Title IV (20 U.S.C. 7101 et seq.) is amended to read
6	as follows:
7	"TITLE IV—SAFE AND DRUG-
8	FREE SCHOOLS AND COMMU-
9	NITIES
10	"PART A—STATE GRANTS
11	"SEC. 4001. SHORT TITLE.
12	"This part may be cited as the 'Safe and Drug-Free
13	Schools and Communities Act of 1994'.
14	"SEC. 4002. FINDINGS.
15	"Congress makes the following findings:
16	"(1) Every student should attend a school in a
17	drug- and violence-free learning environment.
18	"(2) The widespread illegal use of alcohol and
19	drugs among the Nation's secondary school stu-
20	dents, and increasingly by students in elementary
21	schools as well, constitutes a grave threat to such
22	students' physical and mental well-being, and signifi-
23	cantly impedes the learning process. For example

data show that students who drink tend to receive

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lower grades and are more likely to miss school because of illness than students who do not drink.

"(3) Drug and violence prevention programs are essential components of a comprehensive strategy to promote school safety, youth development, positive school outcomes, and to reduce the demand for and illegal use of alcohol, tobacco and drugs throughout the Nation. Schools, local organizations, parents, students, and communities throughout the Nation have a special responsibility to work together to combat the continuing epidemic of violence and illegal drug use and should measure the success of their programs against clearly defined goals and objectives.

- "(4) Drug and violence prevention programs are most effective when implemented within a research-based, drug and violence prevention framework of proven effectiveness.
- "(5) Research clearly shows that community contexts contribute to substance abuse and violence.
- "(6) Substance abuse and violence are intricately related and must be dealt with in a holistic manner.

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1 "(7) Research has documented that parental 2 behavior and environment directly influence a child's 3 inclination to use alcohol, tobacco or drugs. 4 "SEC. 4003. PURPOSE. 5 "The purpose of this part is to support programs that prevent violence in and around schools and prevent the 6 7 illegal use of alcohol, tobacco, and drugs, involve parents, 8 and are coordinated with related Federal, State, school, 9 and community efforts and resources, through the provi-10 sion of Federal assistance to— 11 "(1) States for grants to local educational agen-12 cies and educational service agencies and consortia 13 of such agencies to establish, operate, and improve 14 local programs of school drug and violence preven-15 tion, early intervention, rehabilitation referral, and 16 education in elementary and secondary schools for 17 the development and implementation of policies that 18 set clear and appropriate standards regarding the il-19 legal use of alcohol, tobacco and drugs, and for vio-20 lent behavior (including intermediate and junior high 21 schools); 22 "(2) States for grants to, and contracts with, 23 community-based organizations and other public and 24 private nonprofit agencies and organizations for pro-

grams of drug and violence prevention including

1	community mobilization, early intervention, rehabili
2	tation referral, and education;
3	"(3) States for development, training, technical
4	assistance, and coordination activities; and
5	"(4) public and private nonprofit organizations
6	to provide technical assistance, conduct training
7	demonstrations, and evaluation, and to provide sup
8	plementary services and community mobilization ac
9	tivities for the prevention of drug use and violence
10	among students and youth.
11	"SEC. 4004. FUNDING.
12	"There are authorized to be appropriated—
13	" $(1)$ \$700,000,000 for fiscal year 2001, and
13 14	"(1) \$700,000,000 for fiscal year 2001, and such sums as may be necessary for each of the
14	such sums as may be necessary for each of the
14 15 16	such sums as may be necessary for each of the succeeding fiscal years, for State grants under sub
14 15 16 17	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;
14 15	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;  "(2) \$150,000,000 for fiscal year 2001, and
14 15 16 17	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;  "(2) \$150,000,000 for fiscal year 2001, and such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the such sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sums as may be necessary for each of the sum
14 15 16 17 18	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;  "(2) \$150,000,000 for fiscal year 2001, and such sums as may be necessary for each of the succeeding fiscal years, for national programs under
14 15 16 17 18 19 20	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;  "(2) \$150,000,000 for fiscal year 2001, and such sums as may be necessary for each of the succeeding fiscal years, for national programs under subpart 2; and
14 15 16 17 18 19 20 21	such sums as may be necessary for each of the succeeding fiscal years, for State grants under subpart 1;  "(2) \$150,000,000 for fiscal year 2001, and such sums as may be necessary for each of the succeeding fiscal years, for national programs under subpart 2; and  "(3) \$75,000,000 for fiscal year 2001, and such

## 1 "Subpart 1—STATE GRANTS FOR DRUG AND 2 VIOLENCE PREVENTION PROGRAMS 3 "SEC. 4111. RESERVATIONS AND ALLOTMENTS. 4 "(a) Reservations.—From the amount made avail-5 able under section 4004(1) to carry out this subpart for each fiscal year, the Secretary— 6 7 "(1) shall reserve 1 percent of such amount for 8 grants under this subpart to Guam, American 9 Samoa, the Virgin Islands, and the Commonwealth 10 of the Northern Mariana Islands, to be allotted in 11 accordance with the Secretary's determination of 12 their respective needs; 13 "(2) shall reserve 1 percent of such amount for 14 the Secretary of the Interior to carry out programs 15 under this part for Indian youth; 16 "(3) may reserve not more than \$2,000,000 for 17 the national impact evaluation required by section 18 4117(a); and 19 "(4) shall reserve 0.2 percent of such amount 20 for programs for Native Hawaiians under section 21 4118. "(b) STATE ALLOTMENTS.— 22 23 "(1) In general.—Except as provided in para-24 graph (2), the Secretary shall, for each fiscal year, 25 allocate among the States—

1	"(A) one-half of the remainder not re-
2	served under subsection (a) according to the
3	ratio between the school-aged population of
4	each State and the school-aged population of all
5	the States; and
6	"(B) one-half of such remainder according
7	to the ratio between the amount each State re-
8	ceived under section 1124A for the preceding
9	year and the sum of such amounts received by
10	all the States.
11	"(2) MINIMUM.—For any fiscal year, no State
12	shall be allotted under this subsection an amount
13	that is less than one-half of 1 percent of the total
14	amount allotted to all the States under this sub-
15	section.
16	"(3) Reallotment.—The Secretary may
17	reallot any amount of any allotment to a State if the
18	Secretary determines that the State will be unable to
19	use such amount within 2 years of such allotment.
20	Such reallotments shall be made on the same basis
21	as allotments are made under paragraph (1).
22	"(4) Definitions.—In this subsection:
23	"(A) STATE.—The term 'State' means
24	each of the 50 States, the District of Columbia,
25	and the Commonwealth of Puerto Rico.

1	"(B) LOCAL EDUCATIONAL AGENCY.—The
2	term 'local educational agency' includes edu-
3	cational service agencies and consortia of such
4	agencies.
5	"(c) Limitation.—Amounts appropriated under sec-
6	tion 4004(2) for a fiscal year may not be increased above
7	the amounts appropriated under such section for the pre-
8	vious fiscal year unless the amounts appropriated under
9	section 4004(1) for the fiscal year involved are at least
10	10 percent greater that the amounts appropriated under
11	such section $4004(1)$ for the previous fiscal year.
12	"SEC. 4112. STATE APPLICATIONS.
13	"(a) In General.—In order to receive an allotment
14	under section 4111 for any fiscal year, a State shall sub-
15	mit to the Secretary, at such time as the Secretary may
16	require, an application that—
17	"(1) contains a comprehensive plan for the use
18	of funds by the State educational agency and the
19	chief executive officer to provide safe, orderly, and
20	drug-free schools and communities;
21	"(2) contains the results of the State's needs
22	assessment for drug and violence prevention pro-
23	grams, which shall be based on the results of on-
24	going State evaluation activities, including data or
25	the incidence and prevalence, age of onset, percep-

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tion of health risk, and perception of social disapproval of drug use and violence by youth in schools and communities and the prevalence of risk or protective factors, buffers or assets or other research-based variables in the school and community; "(3) contains assurances that the sections of the application concerning the funds provided to the chief executive officer and the State educational agency were developed together, with each such officer or State representative, in consultation and coordination with appropriate State officials and others, including the chief State school officer, the chief executive officer, the head of the State alcohol and drug abuse agency, the heads of the State health and mental health agencies, the head of the State criminal justice planning agency, the head of the State child welfare agency, the head of the State board of education, or their designees, and representatives of parents, students, and communitybased organizations;

"(4) contains an assurance that the State will cooperate with, and assist, the Secretary in conducting a national impact evaluation of programs required by section 4117(a);

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"(5) contains assurances that the State education agency and the Governor will develop their respective applications in consultation with an advisory council that includes, to the extent practicable, representatives from school districts, businesses, parents, youth, teachers, administrators, pupil services personnel, private schools, appropriate State agencies, community-based organization, the medical profession, law enforcement, the faith-based community and other groups with interest and expertise in alcohol, tobacco, drug, and violence prevention; "(6) contains assurances that the State education agency and the Governor involve the representatives described in paragraph (5), on an ongoing basis, to review program evaluations and other relevant material and make recommendations to the State education agency and the Governor on how to improve their respective alcohol, tobacco, drug, and violence prevention programs; "(7) contains a list of the State's results-based performance measures for drug and violence prevention, that shall— "(A) be focused on student behavior and attitudes and be derived from the needs assessment;

1	"(B) include targets and due dates for the
2	attainment of such performance measures; and
3	"(C) include a description of the proce
4	dures that the State will use to inform loca
5	educational agencies of such performance meas
6	ures for assessing and publicly reporting
7	progress toward meeting such measures or re
8	vising them as needed; and
9	"(8) includes any other information the Sec
10	retary may require.
11	"(b) STATE EDUCATIONAL AGENCY FUNDS.—A
12	State's application under this section shall also contain a
13	comprehensive plan for the use of funds under section
14	4113(a) by the State educational agency that includes—
15	"(1) a plan for monitoring the implementation
16	of, and providing technical assistance regarding, the
17	drug and violence prevention programs conducted by
18	local educational agencies in accordance with section
19	4116
20	"(2) a description of how the State educationa
21	agency will use funds under section 4113(b), includ
22	ing how the agency will receive input from parents
23	regarding the use of such funds;
24	"(3) a description of how the State educationa
25	agency will coordinate such agency's activities under

1	this subpart with the chief executive officer's drug
2	and violence prevention programs under this subpart
3	and with the prevention efforts of other State agen-
4	cies; and
5	"(4) a description of the procedures the State
6	educational agency will use to review applications
7	from and allocate funding to local educational agen-
8	cies under section 4115 and how such review will re-
9	ceive input from parents.
10	"(c) Governor's Funds.—A State's application
11	under this section shall also contain a comprehensive plan
12	for the use of funds under section 4114(a) by the chief
13	executive officer that includes, with respect to each activity
14	to be carried out by the State—
15	"(1) a description of how the chief executive of
16	ficer will coordinate such officer's activities under
17	this part with the State educational agency and
18	other State agencies and organizations involved with
19	drug and violence prevention efforts;
20	"(2) a description of how funds reserved under
21	section 4114(a) will be used so as not to duplicate
22	the efforts of the State educational agency and local
23	educational agencies with regard to the provision of
24	school-based prevention efforts and services and how
25	those funds will be used to serve populations not

1	normally served by the State educational agency,
2	such as school dropouts and youth in detention cen-
3	ters;
4	"(3) a description of how the chief executive of-
5	ficer will award funds under section 4114(a) and a
6	plan for monitoring the performance of, and pro-
7	viding technical assistance to, recipients of such
8	funds;
9	"(4) a description of the special outreach activi-
10	ties that will be carried out to maximize the partici-
11	pation of community-based nonprofit organizations
12	of demonstrated effectiveness which provide services
13	in low-income communities;
14	"(5) a description of how funds will be used to
15	support community-wide comprehensive drug and vi-
16	olence prevention planning and community mobiliza-
17	tion activities; and
18	"(6) a specific description of how input from
19	parents will be sought regarding the use of funds
20	under section 4114(a).
21	"(d) Peer Review.—The Secretary shall use a peer
22	review process in reviewing State applications under this
23	section.
24	"(e) Interim Application.—Notwithstanding any
25	other provisions of this section, a State may submit for

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as—

1	fiscal year 2000 a 1-year interim application and plan for
2	the use of funds under this subpart that are consistent
3	with the requirements of this section and contain such in-
4	formation as the Secretary may specify in regulations. The
5	purpose of such interim application and plan shall be to
6	afford the State the opportunity to fully develop and re-
7	view such State's application and comprehensive plan oth-
8	erwise required by this section. A State may not receive
9	a grant under this subpart for a fiscal year subsequent
10	to fiscal year 2000 unless the Secretary has approved such
11	State's application and comprehensive plan in accordance
12	with this subpart.
13	"SEC. 4113. STATE AND LOCAL EDUCATIONAL AGENCY PRO-
	"SEC. 4113. STATE AND LOCAL EDUCATIONAL AGENCY PROGRAMS.
14	
13 14 15 16	GRAMS.
14 15	GRAMS.  "(a) Use of Funds.—An amount equal to 80 per-
14 15 16 17	GRAMS.  "(a) USE OF FUNDS.—An amount equal to 80 percent of the total amount allocated to a State under section
14 15 16 17	GRAMS.  "(a) USE OF FUNDS.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State edu-
14 15 16 17	GRAMS.  "(a) USE OF FUNDS.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State educational agency and its local educational agencies for drug
114 115 116 117 118	GRAMS.  "(a) USE OF FUNDS.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State educational agency and its local educational agencies for drug and violence prevention activities in accordance with this
14 15 16 17 18 19 20	GRAMS.  "(a) USE OF FUNDS.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State educational agency and its local educational agencies for drug and violence prevention activities in accordance with this section.
14 15 16 17 18 19 20 21	"(a) Use of Funds.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State educational agency and its local educational agencies for drug and violence prevention activities in accordance with this section.  "(b) State Level Programs.—
14 15 16 17 18 19 20 21	"(a) Use of Funds.—An amount equal to 80 percent of the total amount allocated to a State under section 4111 for each fiscal year shall be used by the State educational agency and its local educational agencies for drug and violence prevention activities in accordance with this section.  "(b) State Level Programs.—  "(1) In General.—A State educational agency

1	"(A) voluntary training and technical as-
2	sistance concerning drug and violence preven-
3	tion for local educational agencies and edu-
4	cational service agencies, including teachers, ad-
5	ministrators, coaches and athletic directors,
6	other staff, parents, students, community lead-
7	ers, health service providers, local law enforce-
8	ment officials, and judicial officials;
9	"(B) the development, identification, dis-
10	semination, and evaluation of the most readily
11	available, accurate, and up-to-date drug and vi-
12	olence prevention curriculum materials (includ-
13	ing videotapes, software, and other technology-
14	based learning resources), for consideration by
15	local educational agencies;
16	"(C) making available to local educational
17	agencies cost effective research-based programs
18	for youth violence and drug abuse prevention;
19	"(D) demonstration projects in drug and
20	violence prevention, including service-learning
21	projects;
22	"(E) training, technical assistance, and
23	demonstration projects to address violence asso-
24	ciated with prejudice and intolerance;

1	"(F) financial assistance to enhance re-
2	sources available for drug and violence preven-
3	tion in areas serving large numbers of economi-
4	cally disadvantaged children or sparsely popu-
5	lated areas, or to meet other special needs con-
6	sistent with the purposes of this subpart; and
7	"(G) the evaluation of activities carried out
8	within the State under this part.
9	"(2) Special Rule.—A State educational
10	agency may carry out activities under this subsection
11	directly, or through grants or contracts.
12	"(c) State Administration.—
13	"(1) In general.—A State educational agency
14	may use not more than 5 percent of the amount re-
15	served under subsection (a) for the administrative
16	costs of carrying out its responsibilities under this
17	part.
18	"(2) Uniform management information
19	AND REPORTING SYSTEM.—In carrying out its re-
20	sponsibilities under this part, a State shall imple-
21	ment a uniform management information and re-
22	porting system that includes information on the
23	types of curricula, programs and services provided
24	by the State, Governor, local education agencies, and
25	other recipients of funds under this title.

1	"(d) Local Educational Agency Programs.—
2	"(1) In general.—A State educational agency
3	shall distribute not less than 91 percent of the
4	amount made available under subsection (a) for each
5	fiscal year to local educational agencies in accord-
6	ance with this subsection.
7	"(2) DISTRIBUTION.—A State educational
8	agency shall distribute amounts under paragraph (1)
9	in accordance with any one of the following subpara-
10	graphs:
11	"(A) Enrollment and combination ap-
12	PROACH.—Of the amount distributed under
13	paragraph (1), a State educational agency shall
14	distribute
15	"(i) at least 70 percent of such
16	amount to local educational agencies,
17	based on the relative enrollments in public
18	and private nonprofit elementary and sec-
19	ondary schools within the boundaries of
20	such agencies; and
21	"(ii) not to exceed 30 percent of any
22	amounts remaining after amounts are dis-
23	tributed under clause (i)—
24	"(I) to each local educational
25	agency in an amount determined ap-

1	propriate by the State education agen-
2	ey; or
3	"(II) to local educational agen-
4	cies that the State education agency
5	determines have the greatest need for
6	additional funds to carry out drug
7	and violence prevention programs au-
8	thorized by this subpart.
9	"(B) Competitive and need ap-
10	PROACH.—Of the amount distributed under
11	paragraph (1), a State educational agency shall
12	distribute
13	"(i) not to exceed 70 percent of such
14	amount to local educational agencies that
15	the State agency determines, through a
16	competitive process, have the greatest need
17	for funds to carry out drug and violence
18	prevention programs based on criteria es-
19	tablished by the State agency and author-
20	ized under this subpart; and
21	"(ii) at least 30 percent of any
22	amounts remaining after amounts are dis-
23	tributed under clause (i) to local education
24	agencies that the State agency determines
25	have a need for additional funds to carry

1	out the program authorized under this sub-
2	part.
3	"(3) Consideration of objective data.—
4	For purposes of paragraph (2), in determining which
5	local educational agencies have the greatest need for
6	funds, the State educational agency shall consider
7	objective data which may include—
8	"(A) high or increasing rates of alcohol or
9	drug use among youth;
10	"(B) high or increasing rates of victimiza-
11	tion of youth by violence and crime;
12	"(C) high or increasing rates of arrests
13	and convictions of youth for violent or drug- or
14	alcohol-related crime;
15	"(D) the extent of illegal gang activity;
16	"(E) high or increasing incidence of vio-
17	lence associated with prejudice and intolerance
18	"(F) high or increasing rates of referrals
19	of youths to drug and alcohol abuse treatment
20	and rehabilitation programs;
21	"(G) high or increasing rates of referrals
22	of youths to juvenile court;
23	"(H) high or increasing rates of expulsions
24	and suspensions of students from schools;

1	"(1) high or increasing rates of reported
2	cases of child abuse and domestic violence; and
3	"(J) high or increasing rates of drug re
4	lated emergencies or deaths.
5	"(e) Reallocation of Funds.—If a local edu
6	cational agency chooses not to apply to receive the amoun-
7	allocated to such agency under subsection (d), or if such
8	agency's application under section 4115 is disapproved by
9	the State educational agency, the State educational agency
10	shall reallocate such amount to one or more of its other
11	local educational agencies.
12	"(f) RETURN OF FUNDS TO STATE EDUCATIONAL
13	AGENCY; REALLOCATION.—
14	"(1) Return.—Except as provided in para
15	graph (2), upon the expiration of the 1-year period
16	beginning on the date that a local educational agen
17	cy or educational service agency under this title re
18	ceives its allocation under this title—
19	"(A) such agency shall return to the State
20	educational agency any funds from such alloca
21	tion that remain unobligated; and
22	"(B) the State educational agency shall re
23	allocate any such amount to local educationa
24	agencies or educational service agencies that

1	have plans for using such amount for programs
2	or activities on a timely basis.
3	"(2) Reallocation.—In any fiscal year, a
4	local educational agency, may retain for obligation in
5	the succeeding fiscal year—
6	"(A) an amount equal to not more than 25
7	percent of the allocation it receives under this
8	title for such fiscal year; or
9	"(B) upon a demonstration of good cause
10	by such agency or consortium, a greater
11	amount approved by the State educational
12	agency.
13	"SEC. 4114. GOVERNOR'S PROGRAMS.
14	"(a) Use of Funds.—
14	"(a) Use of Funds.—
14 15	"(a) Use of Funds.— "(1) In general.—An amount equal to 20
<ul><li>14</li><li>15</li><li>16</li></ul>	"(a) Use of Funds.—  "(1) In general.—An amount equal to 20 percent of the total amount allocated to a State
<ul><li>14</li><li>15</li><li>16</li><li>17</li></ul>	"(a) Use of Funds.—  "(1) In general.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall
<ul><li>14</li><li>15</li><li>16</li><li>17</li><li>18</li></ul>	"(a) USE OF FUNDS.—  "(1) IN GENERAL.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall be used by the chief executive officer of such State
<ul><li>14</li><li>15</li><li>16</li><li>17</li><li>18</li><li>19</li></ul>	"(a) USE OF FUNDS.—  "(1) IN GENERAL.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall be used by the chief executive officer of such State for drug and violence prevention programs and ac-
<ul><li>14</li><li>15</li><li>16</li><li>17</li><li>18</li><li>19</li><li>20</li></ul>	"(a) USE OF FUNDS.—  "(1) IN GENERAL.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall be used by the chief executive officer of such State for drug and violence prevention programs and activities in accordance with this section.
14 15 16 17 18 19 20 21	"(a) Use of Funds.—  "(1) In General.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall be used by the chief executive officer of such State for drug and violence prevention programs and activities in accordance with this section.  "(2) Administrative costs.—A chief execu-
14 15 16 17 18 19 20 21 22	"(a) Use of Funds.—  "(1) In general.—An amount equal to 20 percent of the total amount allocated to a State under section 4111(b)(1) for each fiscal year shall be used by the chief executive officer of such State for drug and violence prevention programs and activities in accordance with this section.  "(2) Administrative costs.—A chief executive officer may use not more than 5 percent of the

1 tive officer of a State may use amounts under this 2 paragraph to award grants to State, county, or local 3 law enforcement agencies, including district attorneys, in consultation with local education agencies or 4 5 community-based agencies, for the purposes of car-6 rying out drug abuse and violence prevention activi-7 ties. "(b) STATE PLAN.—Amounts shall be used under 8 this section in accordance with a State plan submitted by 10 the chief executive office of the State. Such State plan 11 shall contain— 12 "(1) an objective analysis of the current use 13 (and consequences of such use) of alcohol, tobacco, 14 and controlled, illegal, addictive or harmful sub-15 stances as well as the violence, safety, and discipline 16 problems among students who attend schools in the 17 State (including private school students who partici-18 pate in the States's drug and violence prevention 19 programs) that is based on ongoing local assessment 20 or evaluation activities; 21 "(2) an analysis, based on data reasonably 22 available at the time, of the prevalence of risk or 23 protective factors, buffers or assets or other re-24 search-based variables in schools and communities in 25 the State;

1	"(3) a description of the research-based strate-
2	gies and programs, which shall be used to prevent
3	or reduce drug use, violence, or disruptive behavior,
4	which shall include—
5	"(A) a specification of the objectively
6	measurable goals, objectives, and activities for
7	the program;
8	"(B) a specification for how risk factors, if
9	any, which have been identified will be targeted
10	through research-based programs; and
11	"(C) a specification for how protective fac-
12	tors, buffers, or assets, if any, will be targeted
13	through research-based programs;
14	"(4) a specification for the method or methods
15	by which measurements of program goals will be
16	achieved; and
17	"(5) a specification for how the evaluation of
18	the effectiveness of the prevention program will be
19	assessed and how the results will be used to refine,
20	improve, and strengthen the program.
21	"(c) Programs Authorized.—
22	"(1) In general.—A chief executive officer
23	shall use funds made available under subsection
24	(a)(1) directly for grants to or contracts with parent
25	groups, schools, community action and job training

1 agencies, community-based organizations, commu-2 nity anti-drug coalitions, law enforcement education 3 partnerships, and other public entities and private 4 nonprofit organizations and consortia thereof. In 5 making such grants and contracts, a chief executive 6 officer shall give priority to programs and activities 7 described in subsection (d) for— "(A) children and youth who are not nor-8 9 mally served by State or local educational agen-10 cies; or 11 "(B) populations that need special services 12 or additional resources (such as preschoolers, 13 youth in juvenile detention facilities, runaway 14 or homeless children and youth, pregnant and 15 parenting teenagers, and school dropouts). 16 "(2)Peer review.—Grants or contracts 17 awarded under this subsection shall be subject to a 18 peer review process. 19 "(d) AUTHORIZED ACTIVITIES.—Grants and con-20 tracts under subsection (c) shall be used to carry out the 21 comprehensive State plan as required under section 22 4112(a)(1) through programs and activities such as— 23 "(1) disseminating information about drug and violence prevention; 24

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"(2) the voluntary training of parents, law enforcement officials, judicial officials, social service providers, health service providers and community leaders about drug and violence prevention, health education (as it relates to drug and violence prevention), early intervention, pupil services, or rehabilitation referral; "(3) developing and implementing comprehensive, community-based drug and violence prevention programs that link community resources with schools and integrate services involving education, vocational and job skills training and placement, law enforcement, health, mental health, community service, service-learning, mentoring, and other appropriate services; "(4) planning and implementing drug and vio-16 lence prevention activities that coordinate the efforts of State agencies with efforts of the State educational agency and its local educational agencies; "(5) activities to protect students traveling to and from school; "(6) before-and-after school recreational, instructional, cultural, and artistic programs that encourage drug- and violence-free lifestyles;

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1	"(7) activities that promote the awareness of
2	and sensitivity to alternatives to violence through
3	courses of study that include related issues of intol-
4	erance and hatred in history;
5	"(8) developing and implementing activities to
6	prevent and reduce violence associated with preju-
7	dice and intolerance;
8	"(9) developing and implementing strategies to
9	prevent illegal gang activity;
10	"(10) coordinating and conducting school and
11	community-wide violence and safety and drug abuse
12	assessments and surveys;
13	"(11) service-learning projects that encourage
14	drug- and violence-free lifestyles;
15	"(12) evaluating programs and activities as-
16	sisted under this section;
17	"(13) developing and implementing community
18	mobilization activities to undertake environmental
19	change strategies related to substance abuse and vio-
20	lence; and
21	"(14) partnerships between local law enforce-
22	ment agencies, including district attorneys, and local
23	education agencies or community-based agencies.
24	"SEC. 4115. LOCAL APPLICATIONS.
25	"(a) Application Required —

"(1) IN GENERAL.—In order to be eligible to receive a distribution under section 4113(d) for any fiscal year, a local educational agency shall submit, at such time as the State educational agency requires, an application to the State educational agency for approval. Such an application shall be amended, as necessary, to reflect changes in the local educational agency's program.

## "(2) Development.—

"(A) Consultation.—A local educational agency shall develop its application under subsection (a)(1) in consultation with a local or substate regional advisory council that includes, to the extent possible, representatives of local government, business, parents, students, teachers, pupil services personnel, appropriate State agencies, private schools, the medical profession, law enforcement, community-based organizations, and other groups with interest and expertise in drug and violence prevention.

"(B) Duties of advisory council.—In addition to assisting the local educational agency to develop an application under this section, the advisory council established or designated

1	under subparagraph (A) shall, on an ongoing
2	basis—
3	"(i) disseminate information about re-
4	search-based drug and violence prevention
5	programs, projects, and activities con-
6	ducted within the boundaries of the local
7	educational agency;
8	"(ii) advise the local educational agen-
9	cy regarding how best to coordinate such
10	agency's activities under this subpart with
11	other related programs, projects, and ac-
12	tivities;
13	"(iii) ensure that a mechanism is in
14	place to enable local educational agencies
15	to have access to up-to-date information
16	concerning the agencies that administer re-
17	lated programs, projects, and activities and
18	any changes in the law that alter the du-
19	ties of the local educational agencies with
20	respect to activities conducted under this
21	subpart; and
22	"(iv) review program evaluations and
23	other relevant material and make rec-
24	ommendations on an active and ongoing
25	basis to the local educational agency on

1	how to improve such agency's drug and vi-
2	olence prevention programs.
3	"(b) Contents of Applications.—An application
4	under this section shall contain—
5	"(1) an objective analysis of the current use
6	(and consequences of such use) of alcohol, tobacco
7	and controlled, illegal, addictive or harmful sub-
8	stances as well as the violence, safety, and discipline
9	problems among students who attend the schools of
10	the applicant (including private school students who
11	participate in the applicant's drug and violence pre-
12	vention program) that is based on ongoing local as-
13	sessment or evaluation activities;
14	"(2) an analysis, based on data reasonably
15	available at the time, of the prevalence of risk or
16	protective factors, buffers or assets or other re-
17	search-based variables in the school and community
18	"(3) a description of the research-based strate-
19	gies and programs, which shall be used to prevent
20	or reduce drug use, violence, or disruptive behavior
21	which shall include—
22	"(A) a specification of the objectively
23	measurable goals, objectives, and activities for
24	the program, which shall include—

1	(1) reductions in the use of alcohol,
2	tobacco, and illicit drugs and violence by
3	youth;
4	"(ii) specific reductions in the preva-
5	lence of identified risk factors;
6	"(iii) specific increases in the preva-
7	lence of protective factors, buffers, or as-
8	sets if any have been identified; or
9	"(iv) other research-based goals, ob-
10	jectives, and activities that are identified
11	as part of the application that are not oth-
12	erwise covered under clauses (i) through
13	(iii);
14	"(B) a specification for how risk factors, it
15	any, which have been identified will be targeted
16	through research-based programs; and
17	"(C) a specification for how protective fac-
18	tors, buffers, or assets, if any, will be targeted
19	through research-based programs;
20	"(4) a specification for the method or methods
21	by which measurements of program goals will be
22	achieved;
23	"(5) a specification for how the evaluation of
24	the effectiveness of the prevention program will be

1	assessed and how the results will be used to refine,
2	improve, and strengthen the program;
3	"(6) an assurance that the applicant has, or the
4	schools to be served have, a plan for keeping schools
5	safe and drug-free that includes—
6	"(A) appropriate and effective discipline
7	policies that prohibit disorderly conduct, the
8	possession of firearms and other weapons, and
9	the illegal use, possession, distribution, and sale
10	of tobacco, alcohol, and other drugs by stu-
11	dents;
12	"(B) security procedures at school and
13	while students are on the way to and from
14	school;
15	"(C) prevention activities that are designed
16	to create and maintain safe, disciplined, and
17	drug-free environments; and
18	"(D) a crisis management plan for re-
19	sponding to violent or traumatic incidents on
20	school grounds; and
21	"(7) such other information and assurances as
22	the State educational agency may reasonably re-
23	quire.
24	"(c) Review of Application.—

"(1) IN GENERAL.—In reviewing local applications under this section, a State educational agency shall use a peer review process or other methods of assuring the quality of such applications.

## "(2) Considerations.—

"(A) In General.—In determining whether to approve the application of a local educational agency under this section, a State educational agency shall consider the quality of the local educational agency's comprehensive plan under subsection (b)(6) and the extent to which the proposed plan provides a thorough assessment of the substance abuse and violence problem, uses objective data and the knowledge of a wide range of community members, develops measurable goals and objectives, and implements research-based programs that have been shown to be effective and meet identified needs.

"(B) DISAPPROVAL.—A State educational agency may disapprove a local educational agency application under this section in whole or in part and may withhold, limit, or place restrictions on the use of funds allotted to such a local educational agency in a manner the State educational agency determines will best

1	promote the purposes of this part, except that
2	a local educational agency shall be afforded an
3	opportunity to appeal any such disapproval.
4	"SEC. 4116. LOCAL DRUG AND VIOLENCE PREVENTION PRO-
5	GRAMS.
6	"(a) Program Requirements.—A local educational
7	agency shall use funds received under this subpart to
8	adopt and carry out a comprehensive drug and violence
9	prevention program which shall—
10	"(1) be designed, for all students and school
11	employees, to—
12	"(A) prevent the use, possession, and dis-
13	tribution of tobacco, alcohol, and illegal drugs
14	by students and to prevent the illegal use, pos-
15	session, and distribution of such substances by
16	school employees;
17	"(B) prevent violence and promote school
18	safety; and
19	"(C) create a disciplined environment con-
20	ducive to learning;
21	"(2) include activities to promote the involve-
22	ment of parents and coordination with community
23	groups and agencies, including the distribution of in-
24	formation about the local educational agency's
25	needs, goals, and programs under this subpart;

1	"(3) implement activities which shall only
2	include—
3	"(A) a thorough assessment of the sub-
4	stance abuse violence problem, using objective
5	data and the knowledge of a wide range of com-
6	munity members;
7	"(B) the development of measurable goals
8	and objectives;
9	"(C) the implementation of research-based
10	programs that have been shown to be effective
11	and meet identified goals; and
12	"(D) an evaluation of program activities;
13	and
14	"(4) implement prevention programming activi-
15	ties within the context of a research-based preven-
16	tion framework.
17	"(b) Use of Funds.—A comprehensive, age-appro-
18	priate, developmentally-, and research-based drug and vio-
19	lence prevention program carried out under this subpart
20	may include—
21	"(1) drug or violence prevention and education
22	programs for all students, from the preschool level
23	through grade 12, that address the legal, social, per-
24	sonal and health consequences of the use of illegal
25	drugs or violence, promote a sense of individual re-

1	sponsibility, and provide information about effective
2	techniques for resisting peer pressure to use illegal
3	drugs;
4	"(2) programs of drug or violence prevention,
5	health education (as it relates to drug and violence
6	prevention), early intervention, pupil services, men-
7	toring, or rehabilitation referral, which emphasize
8	students' sense of individual responsibility and which
9	may include—
10	"(A) the dissemination of information
11	about drug or violence prevention;
12	"(B) the professional development or vol-
13	untary training of school personnel, parents,
14	students, law enforcement officials, judicial offi-
15	cials, health service providers and community
16	leaders in prevention, education, early interven-
17	tion, pupil services or rehabilitation referral;
18	and
19	"(C) the implementation of strategies, in-
20	cluding strategies to integrate the delivery of
21	services from a variety of providers, to combat
22	illegal alcohol, tobacco and drug use, such as—
23	"(i) family counseling; and
24	"(ii) activities, such as community
25	service and service-learning projects, that

are designed to increase students' sense of
community;
"(3) age-appropriate, developmentally based vi-
olence prevention and education programs for all
students, from the preschool level through grade 12,
that address the legal, health, personal, and social
consequences of violent and disruptive behavior, in-
cluding sexual harassment and abuse, and victimiza-
tion associated with prejudice and intolerance, and
that include activities designed to help students de-
velop a sense of individual responsibility and respect
for the rights of others, and to resolve conflicts with-
out violence, or otherwise decrease the prevalence of
risk factors or increase the prevalence of protective
factors, buffers, or assets in the community;
"(4) violence prevention programs for school-
aged youth, which emphasize students' sense of indi-
vidual responsibility and may include—
"(A) the dissemination of information
about school safety and discipline;
"(B) the professional development or vol-
untary training of school personnel, parents,
students, law enforcement officials, judicial offi-
cials, and community leaders in designing and

1	implementing strategies to prevent school vio-
2	lence;
3	"(C) the implementation of strategies, such
4	as conflict resolution and peer mediation, stu-
5	dent outreach efforts against violence, anti-
6	crime youth councils (which work with school
7	and community-based organizations to discuss
8	and develop crime prevention strategies), and
9	the use of mentoring programs, to combat
10	school violence and other forms of disruptive
11	behavior, such as sexual harassment and abuse;
12	and
13	"(D) the development and implementation
14	of character education programs, as a compo-
15	nent of a comprehensive drug or violence pre-
16	vention program, that are tailored by commu-
17	nities, parents and schools; and
18	"(E) comprehensive, community-wide
19	strategies to prevent or reduce illegal gang ac-
20	tivities and drug use;
21	"(5) supporting 'safe zones of passage' for stu-
22	dents between home and school through such meas-
23	ures as Drug- and Weapon-Free School Zones, en-
24	hanced law enforcement, and neighborhood patrols;

1	"(6) the acquisition or hiring of school security
2	equipment, technologies, personnel, or services such
3	as—
4	"(A) metal detectors;
5	"(B) electronic locks;
6	"(C) surveillance cameras; and
7	"(D) other drug and violence prevention-
8	related equipment and technologies;
9	"(7) professional development for teachers and
10	other staff and curricula that promote the awareness
11	of and sensitivity to alternatives to violence through
12	courses of study that include related issues of intol-
13	erance and hatred in history;
14	"(8) the promotion of before-and-after school
15	recreational, instructional, cultural, and artistic pro-
16	grams in supervised community settings;
17	"(9) other research-based prevention program-
18	ming that is—
19	"(A) effective in reducing the prevalence of
20	alcohol, tobacco or drug use, and violence in
21	youth;
22	"(B) effective in reducing the prevalence of
23	risk factors predictive of increased alcohol, to-
24	bacco or drug use, and violence; or

1	"(C) effective in increasing the prevalence
2	of protective factors, buffers, and assets pre-
3	dictive of decreased alcohol, tobacco or drug use
4	and violence among youth;
5	"(10) the collection of objective data used to as
6	sess program needs, program implementation, or
7	program success in achieving program goals and ob-
8	jectives;
9	"(11) community involvement activities includ-
10	ing community mobilization;
11	"(12) voluntary parental involvement and train-
12	ing;
13	"(13) the evaluation of any of the activities au-
14	thorized under this subsection; and
15	"(14) the provision of mental health counseling
16	(by qualified counselors) to students for drug or vio-
17	lence related problems.
18	"(c) Limitations.—
19	"(1) In general.—Not more than 20 percent
20	of the funds made available to a local educationa
21	agency under this subpart may be used to carry our
22	the activities described in paragraphs (5) and (6) or
23	subsection (b).
24	"(2) Special rule.—A local educational agen-
25	cy shall only be able to use funds received under this

1	subpart for activities described in paragraphs (5)	
2	and (6) of subsection (b) if funding for such activ	
3	ties is not received from other Federal agencies.	
4	"(d) Rule of Construction.—Nothing in this sec-	
5	tion shall be construed to prohibit the use of funds under	
6	this part by any local educational agency or school for the	
7	establishment or implementation of a school uniform pol-	
8	icy so long as such policy is part of the overall comprehen-	
9	sive drug and violence prevention plan of the State in-	
10	volved and is supported by the State's needs assessment	
11	and other research-based information.	
12	"SEC. 4117. EVALUATION AND REPORTING.	
13	"(a) Impact Evaluation.—	
14	"(1) BIENNIAL EVALUATION.—The Secretary,	
15	in consultation with the National Advisory Com-	
16	mittee, shall conduct an independent biennial evalua-	
17	tion of the impact of programs assisted under this	
18	subpart and of other recent and new initiatives to	
19	combat violence in schools. The evaluation shall re-	
20	port on—	
21	"(A) whether funded community and local	
22	education agency programs—	
23	"(i) provided a thorough assessment	
24	of the substance abuse and violence prob-	
25	lem;	

1	"(ii) used objective data and the
2	knowledge of a wide range of community
3	members;
4	"(iii) developed measurable goals and
5	objectives; and
6	"(iv) implemented research-based pro-
7	grams that have been shown to be effective
8	and meet identified needs;
9	"(v) conducted periodic program eval-
10	uations to assess progress made towards
11	achieving program goals and objectives and
12	whether they used evaluations to improve
13	program goals, objectives and activities;
14	"(B) whether funded community and local
15	education agency programs have been designed
16	and implemented in a manner that specifically
17	targets, if relevant to the program—
18	"(i) research-based variables that are
19	predictive of drug use or violence;
20	"(ii) risk factors that are predictive of
21	an increased likelihood that young people
22	will use drugs, alcohol or tobacco or en-
23	gage in violence or drop out of school; or
24	"(iii) protective factors, buffers, or as-
25	sets that are known to protect children and

1	youth from exposure to risk, either by re-
2	ducing the exposure to risk factors or by
3	changing the way the young person re-
4	sponds to risk, and to increase the likeli-
5	hood of positive youth development;
6	"(C) whether funded community and local
7	education agency programs have appreciably re-
8	duced the level of drug, alcohol and tobacco use
9	and school violence and the presence of firearms
10	at schools; and
11	"(D) whether funded community and local
12	educational agency programs have conducted ef-
13	fective parent involvement and voluntary train-
14	ing programs.
15	"(2) Data collection.—The National Center
16	for Education Statistics shall collect data to deter-
17	mine the incidence and prevalence of social dis-
18	approval of drug use and violence in elementary and
19	secondary schools in the States.
20	"(3) BIENNIAL REPORT.—Not later than Janu-
21	ary 1, 2002, and every 2 years thereafter, the Sec-
22	retary shall submit to the President and Congress a
23	report on the findings of the evaluation conducted
24	under paragraph (1) together with the data collected
25	under paragraph (2) and data available from other

1	sources on the incidence and prevalence, age of
2	onset, perception of health risk, and perception of
3	social disapproval of drug use in elementary and sec-
4	ondary schools in the States. The Secretary shall in-
5	clude data submitted by the States pursuant to sub-
6	section $(b)(2)(B)$ .
7	"(b) State Report.—
8	"(1) IN GENERAL.—By December 1, 2001, and
9	every 2 years thereafter, the chief executive officer
10	of the State, in cooperation with the State edu-
11	cational agency, shall submit to the Secretary a
12	report—
13	"(A) on the implementation and outcomes
14	of State programs under section 4114 and sec-
15	tion 4113(b) and local educational agency pro-
16	grams under section 4113(d), as well as an as-
17	sessment of their effectiveness;
18	"(B) on the State's progress toward at-
19	taining its goals for drug and violence preven-
20	tion under subsections (b)(1) and (c)(1) of sec-
21	tion 4112; and
22	"(C) on the State's efforts to inform par-
23	ents of, and include parents in, violence and
24	drug prevention efforts.

1	"(2) Special rule.—The report required by
2	this subsection shall be—
3	"(A) in the form specified by the Sec-
4	retary;
5	"(B) based on the State's ongoing evalua-
6	tion activities, and shall include data on the in-
7	cidence and prevalence, age of onset, perception
8	of health risk, and perception of social dis-
9	approval of drug use and violence by youth in
10	schools and communities; and
11	"(C) made readily available to the public.
12	"(c) Local Educational Agency Report.—
13	"(1) In general.—Each local educational
14	agency receiving funds under this subpart shall sub-
15	mit to the State educational agency such informa-
16	tion that the State requires to complete the State re-
17	port required by subsection (b), including a descrip-
18	tion of how parents were informed of, and partici-
19	pated in, violence and drug prevention efforts.
20	"(2) Availability.—Information under para-
21	graph (1) shall be made readily available to the pub-
22	lie.
23	"(3) Provision of documentation.—Not
24	later than January 1 of each year that a State is re-
25	quired to report under subsection (b), the Secretary

- 1 shall provide to the State education agency all of the
- 2 necessary documentation required for compliance
- with this section.

## 4 "SEC. 4118. PROGRAMS FOR NATIVE HAWAIIANS.

- 5 "(a) GENERAL AUTHORITY.—From the funds made
- 6 available pursuant to section 4111(a)(4) to carry out this
- 7 section, the Secretary shall make grants to or enter into
- 8 cooperative agreements or contracts with organizations
- 9 primarily serving and representing Native Hawaiians
- 10 which are recognized by the Governor of the State of Ha-
- 11 waii to plan, conduct, and administer programs, or por-
- 12 tions thereof, which are authorized by and consistent with
- 13 the provisions of this title for the benefit of Native Hawai-
- 14 ians.
- 15 "(b) Definition of Native Hawahan.—For the
- 16 purposes of this section, the term 'Native Hawaiian'
- 17 means any individual any of whose ancestors were natives,
- 18 prior to 1778, of the area which now comprises the State
- 19 of Hawaii.

## 20 "Subpart 2—National Programs

## 21 "SEC. 4121. FEDERAL ACTIVITIES.

- 22 "(a) Program Authorized.—From funds made
- 23 available to carry out this subpart under section 4004(2),
- 24 the Secretary, in consultation with the Secretary of Health
- 25 and Human Services, the Director of the Office of Na-

tional Drug Control Policy, and the Attorney General, 2 shall carry out programs to prevent the illegal use of drugs 3 and violence among, and promote safety and discipline for, 4 students at all educational levels from preschool through 5 the post-secondary level. The Secretary shall carry out such programs directly, or through grants, contracts, or 6 7 cooperative agreements with public and private nonprofit 8 organizations and individuals, or through agreements with 9 other Federal agencies, and shall coordinate such pro-10 grams with other appropriate Federal activities. Such pro-11 grams may include— 12 "(1) the development and demonstration of in-13 novative strategies for the voluntary training of 14 school personnel, parents, and members of the com-15 munity, including the demonstration of model 16 preservice training programs for prospective school 17 personnel; 18 "(2) demonstrations and rigorous evaluations of 19 innovative approaches to drug and violence preven-20 tion; 21 "(3) the provision of information on drug abuse 22 education and prevention to the Secretary of Health 23 and Human Services for dissemination by the clear-24 inghouse for alcohol and drug abuse information es-

1	tablished under section $501(d)(16)$ of the Public
2	Health Service Act;
3	"(4) the development of curricula related to
4	child abuse prevention and education and the train-
5	ing of personnel to teach child abuse education and
6	prevention to elementary and secondary school-
7	children;
8	"(5) program evaluations in accordance with
9	section 14701 that address issues not addressed
10	under section 4117(a);
11	"(6) direct services to schools and school sys-
12	tems afflicted with especially severe drug and vio-
13	lence problems or to support crisis situations and
14	appropriate response efforts;
15	"(7) activities in communities designated as
16	empowerment zones or enterprise communities that
17	will connect schools to community-wide efforts to re-
18	duce drug and violence problems;
19	"(8) developing and disseminating drug and vi-
20	olence prevention materials, including video-based
21	projects and model curricula;
22	"(9) developing and implementing a comprehen-
23	sive violence prevention strategy for schools and
24	communities, that may include conflict resolution,

1	peer mediation, the teaching of law and legal con-
2	cepts, and other activities designed to stop violence;
3	"(10) the implementation of innovative activi-
4	ties, such as community service and service-learning
5	projects, designed to rebuild safe and healthy neigh-
6	borhoods and increase students' sense of individual
7	responsibility;
8	"(11) grants to noncommercial telecommuni-
9	cations entities for the production and distribution
10	of national video-based projects that provide young
11	people with models for conflict resolution and re-
12	sponsible decisionmaking;
13	"(12) the development of education and train-
14	ing programs, curricula, instructional materials, and
15	professional training and development for preventing
16	and reducing the incidence of crimes and conflicts
17	motivated by hate in localities most directly affected
18	by hate crimes; and
19	"(13) other activities that meet unmet national
20	needs related to the purposes of this title.
21	"(b) Peer Review.—The Secretary shall use a peer
22	review process in reviewing applications for funds under
23	this section.

ı	"CTC	4100	NIATIONIAI	COORDINATOR	DDOCDAM

1	SEC. 4122. NATIONAL COORDINATOR PROGRAM.
2	"(a) In General.—From amounts available to carry
3	out this section under section 4004(3), the Secretary shall
4	provide for the establishment of a National Coordinator
5	Program under which the Secretary shall award grants to
6	local education agencies for the hiring of drug prevention
7	and school safety program coordinators.
8	"(b) Use of Funds.—Amounts received under a
9	grant under subsection (a) shall be used by local education
10	agencies to recruit, hire, and train individuals to serve as
11	drug prevention and school safety program coordinators
12	in schools with significant drug and school safety prob-
13	lems. Such coordinators shall be responsible for devel-
14	oping, conducting, and analyzing assessments of drug and
15	crime problems at their schools, and administering the
16	safe and drug free grant program at such schools.
17	"SEC. 4123. SAFE AND DRUG FREE SCHOOLS AND COMMU-
18	NITIES ADVISORY COMMITTEE.
19	"(a) Establishment.—
20	"(1) In general.—There is hereby established
21	an advisory committee to be known as the 'Safe and
22	Drug Free Schools and Communities Advisory Com-
23	mittee' (referred to in this section as the 'Advisory
24	Committee') to—
25	"(A) consult with the Secretary under sub-
26	section (b);

1	(B) coordinate Federal school- and com-
2	munity-based substance abuse and violence pre-
3	vention programs and reduce duplicative re-
4	search or services;
5	"(C) develop core data sets and evaluation
6	protocols for safe and drug free school- and
7	community-based programs;
8	"(D) provide technical assistance and
9	training for safe and drug free school- and com-
10	munity-based programs;
11	"(E) provide for the diffusion of research-
12	based safe and drug free school- and commu-
13	nity-based programs; and
14	"(F) review other regulations and stand-
15	ards developed under this title.
16	"(2) Composition.—The Advisory Committee
17	shall be composed of representatives from—
18	"(A) the Department of Education,
19	"(B) the Centers for Disease Control and
20	Prevention;
21	"(C) the National Institute on Drug
22	Abuse;
23	"(D) the National Institute on Alcoholism
24	and Alcohol Abuse;

1	"(E) the Center for Substance Abuse Pre-
2	vention;
3	"(F) the Center for Mental Health Serv-
4	ices;
5	"(G) the Office of Juvenile Justice and
6	Delinquency Prevention;
7	"(H) the Office of National Drug Control
8	Policy; and
9	"(I) State and local governments, including
10	education agencies.
11	"(3) Consultation.—In carrying out its du-
12	ties under this section, the Advisory Committee shall
13	annually consult with interested State and local co-
14	ordinators of school- and community-based sub-
15	stance abuse and violence prevention programs and
16	other interested groups.
17	"(b) Programs.—
18	"(1) In general.—From amounts made avail-
19	able under section 4004(2) to carry out this subpart
20	the Secretary, in consultation with the Advisory
21	Committee, shall carry out research-based programs
22	to strengthen the accountability and effectiveness of
23	the State, Governor's, and national programs under
24	this title.

1	"(2) Grants, contracts or cooperative
2	AGREEMENTS.—The Secretary shall carry out para-
3	graph (1) directly or through grants, contracts, or
4	cooperative agreements with public and nonprofit
5	private organizations and individuals or through
6	agreements with other Federal agencies.
7	"(3) COORDINATION.—The Secretary shall co-
8	ordinate programs under this section with other ap-
9	propriate Federal activities.
10	"(4) Activities.—Activities that may be car-
11	ried out under programs funded under this section
12	may include—
13	"(A) the provision of technical assistance
14	and training, in collaboration with other Fed-
15	eral agencies utilizing their expertise and na-
16	tional and regional training systems, for Gov-
17	ernors, State education agencies and local edu-
18	cation agencies to support high quality, effective
19	programs that—
20	"(i) provide a thorough assessment of
21	the substance abuse and violence problem;
22	"(ii) utilize objective data and the
23	knowledge of a wide range of community
24	members;

1	"(iii) develop measurable goals and
2	objectives; and
3	"(iv) implement research-based activi-
4	ties that have been shown to be effective
5	and that meet identified needs;
6	"(B) the provision of technical assistance
7	and training to foster program accountability;
8	"(C) the diffusion and dissemination of
9	best practices and programs;
10	"(D) the development of core data sets and
11	evaluation tools;
12	"(E) program evaluations;
13	"(F) the provision of information on drug
14	abuse education and prevention to the Secretary
15	of Health and Human Services for dissemina-
16	tion by the Clearinghouse for Alcohol and Drug
17	Abuse Information established under section
18	501(d)(16) of the Public Health Service Act;
19	and
20	"(G) other activities that meet unmet
21	needs related to the purposes of this title and
22	that are undertaken in consultation with the
23	Advisory Committee.

1					
"SEC	1191	HATE	CRIME	PREVENTION	J

2	"(a) Grant Authorization.—From funds made
3	available to carry out this subpart under section 4004(2)
4	the Secretary may make grants to local educational agen-
5	cies and community-based organizations for the purpose
6	of providing assistance to localities most directly affected
7	by hate crimes.
8	"(b) Use of Funds.—
9	"(1) Program Development.—Grants under
10	this section may be used to improve elementary and
11	secondary educational efforts, including—
12	"(A) development of education and train-
13	ing programs designed to prevent and to reduce
14	the incidence of crimes and conflicts motivated
15	by hate;
16	"(B) development of curricula for the pur-
17	pose of improving conflict or dispute resolution
18	skills of students, teachers, and administrators
19	"(C) development and acquisition of equip-
20	ment and instructional materials to meet the
21	needs of, or otherwise be part of, hate crime or
22	conflict programs; and
23	"(D) professional training and develop-
24	ment for teachers and administrators on the
25	causes, effects, and resolutions of hate crimes
26	or hate-based conflicts.

1	"(2) In General.—In order to be eligible to
2	receive a grant under this section for any fiscal year,
3	a local educational agency, or a local educational
4	agency in conjunction with a community-based orga-
5	nization, shall submit an application to the Secretary
6	in such form and containing such information as the
7	office may reasonably require.
8	"(3) Requirements.—Each application under
9	paragraph (2) shall include—
10	"(A) a request for funds for the purposes
11	described in this section;
12	"(B) a description of the schools and com-
13	munities to be served by the grants; and
14	"(C) assurances that Federal funds re-
15	ceived under this section shall be used to sup-
16	plement, not supplant, non-Federal funds.
17	"(4) Comprehensive plan.—Each application
18	shall include a comprehensive plan that contains—
19	"(A) a description of the hate crime or
20	conflict problems within the schools or the com-
21	munity targeted for assistance;
22	"(B) a description of the program to be
23	developed or augmented by such Federal and
24	matching funds;

1	"(C) assurances that such program or ac-
2	tivity shall be administered by or under the su-
3	pervision of the applicant;
4	"(D) proper and efficient administration of
5	such program; and
6	"(E) fiscal control and fund accounting
7	procedures as may be necessary to ensure pru-
8	dent use, proper disbursement, and accurate ac-
9	counting of funds received under this section.
10	"(c) AWARD OF GRANTS.—
11	"(1) Selection of Recipients.—The Sec-
12	retary shall consider the incidence of crimes and
13	conflicts motivated by bias in the targeted schools
14	and communities in awarding grants under this
15	section.
16	"(2) Geographic distribution.—The Sec-
17	retary shall attempt, to the extent practicable, to
18	achieve an equitable geographic distribution of grant
19	awards.
20	"(3) Dissemination of Information.—The
21	Secretary shall attempt, to the extent practicable, to
22	make available information regarding successful hate
23	crime prevention programs, including programs es-
24	tablished or expanded with grants under this section.

1	"(d) Reports.—The Secretary shall submit to the
2	Congress a report every two years which shall contain a
3	detailed statement regarding grants and awards, activities
4	of grant recipients, and an evaluation of programs estab-
5	lished under this section.
6	"Subpart 3—General Provisions
7	"SEC. 4131. DEFINITIONS.
8	"In this part:
9	"(1) COMMUNITY-BASED ORGANIZATION.—The
10	term 'community-based organization' means a pri-
11	vate nonprofit organization which is representative
12	of a community or significant segments of a commu-
13	nity and which provides educational or related serv-
14	ices to individuals in the community.
15	"(2) Drug and violence prevention.—The
16	term 'drug and violence prevention' means—
17	"(A) with respect to drugs, prevention,
18	early intervention, rehabilitation referral, or
19	education related to the illegal use of alcohol
20	and the use of controlled, illegal, addictive, or
21	harmful substances, including inhalants and an-
22	abolic steroids;
23	"(B) prevention, early intervention, smok-
24	ing cessation activities, or education, related to

1	the use of tobacco by children and youth eligible
2	for services under this title; and
3	"(C) with respect to violence, the pro
4	motion of school safety, such that students and
5	school personnel are free from violent and dis
6	ruptive acts, including sexual harassment and
7	abuse, and victimization associated with preju
8	dice and intolerance, on school premises, going
9	to and from school, and at school-sponsored ac
10	tivities, through the creation and maintenance
11	of a school environment that is free of weapons
12	and fosters individual responsibility and respec
13	for the rights of others.
14	"(3) HATE CRIME.—The term 'hate crime
15	means a crime as described in section 1(b) of the
16	Hate Crime Statistics Act of 1990.
17	"(4) Nonprofit.—The term 'nonprofit', as ap
18	plied to a school, agency, organization, or institution
19	means a school, agency, organization, or institution
20	owned and operated by one or more nonprofit cor
21	porations or associations, no part of the net earnings
22	of which inures, or may lawfully inure, to the benefit
23	of any private shareholder or individual.
24	"(5) Objectively measurable goals.—The
25	term 'objectively measurable goals' means prevention

programming goals defined through use of quantitative epidemiological data measuring the prevalence of alcohol, tobacco, and other drug use, violence, and the prevalence of risk and protective factors predictive of these behaviors, collected through a variety of methods and sources known to provide high quality data.

"(6) PROTECTIVE FACTOR, BUFFER, OR ASSET.—The terms 'protective factor', 'buffer', and 'asset' mean any one of a number of the community, school, family, or peer-individual domains that are known, through prospective, longitudinal research efforts, or which are grounded in a well-established theoretical model of prevention, and have been shown to prevent alcohol, tobacco, or illicit drug use, as well as violent behavior, by youth in the community, and which promote positive youth development.

"(7) RISK FACTOR.—The term 'risk factor' means any one of a number of characteristics of the community, school, family, or peer-individual domains that are known, through prospective, longitudinal research efforts, to be predictive of alcohol, to-bacco, and illicit drug use, as well as violent behavior, by youth in the school and community.

1 "(8) SCHOOL-AGED POPULATION.—The term 2 'school-aged population' means the population aged 3 five through 17, as determined by the Secretary on 4 the basis of the most recent satisfactory data avail-5 able from the Department of Commerce. 6 "(9) SCHOOL PERSONNEL.—The term 'school 7 personnel' includes teachers, administrators, coun-8 selors, social workers, psychologists, nurses, librar-9 ians, and other support staff who are employed by 10 a school or who perform services for the school on 11 a contractual basis. 12 "SEC. 4132. MATERIALS. "(a) 'ILLEGAL AND HARMFUL' MESSAGE.—Drug 13 prevention programs supported under this part shall con-14 vey a clear and consistent message that the illegal use of alcohol and other drugs is illegal and harmful. 16 17 "(b) Curriculum.—The Secretary shall not pre-18 scribe the use of specific curricula for programs supported 19 under this part, but may evaluate the effectiveness of such curricula and other strategies in drug and violence preven-21 tion. 22 "SEC. 4133. PROHIBITED USES OF FUNDS. 23 "No funds under this part may be used for— 24 "(1) construction (except for minor remodeling 25 needed to accomplish the purposes of this part); and

1	"(2) medical services, drug treatment or reha-
2	bilitation, except for pupil services or referral to
3	treatment for students who are victims of or wit-
4	nesses to crime or who use alcohol, tobacco, or
5	drugs.
6	"SEC. 4134. QUALITY RATING.
7	"(a) In General.—The chief executive officer of
8	each State, or in the case of a State in which the constitu-
9	tion or law of such State designates another individual,
10	entity, or agency in the State to be responsible for edu-
11	cation activities, such individual, entity, or agency, is au-
12	thorized and encouraged—
13	"(1) to establish a standard of quality for drug,
14	alcohol, and tobacco prevention programs imple-
15	mented in public elementary schools and secondary
16	schools in the State in accordance with subsection
17	(b); and
18	"(2) to identify and designate, upon application
19	by a public elementary school or secondary school,
20	any such school that achieves such standard as a
21	quality program school.
22	"(b) Criteria.—The standard referred to in sub-
23	section (a) shall address, at a minimum—
24	"(1) a comparison of the rate of illegal use of
25	drugs, alcohol, and tobacco by students enrolled in

1 the school for a period of time to be determined by 2 the chief executive officer of the State; "(2) the rate of suspensions or expulsions of 3 4 students enrolled in the school for drug, alcohol, or 5 tobacco-related offenses; 6 "(3) the effectiveness of the drug, alcohol, or 7 tobacco prevention program as proven by research; 8 "(4) the involvement of parents and community 9 members in the design of the drug, alcohol, and to-10 bacco prevention program; and 11 "(5) the extent of review of existing community 12 drug, alcohol, and tobacco prevention programs be-13 fore implementation of the public school program. 14 "(c) Request for Quality Program School 15 Designation.—A school that wishes to receive a quality program school designation shall submit a request and 16 17 documentation of compliance with this section to the chief 18 executive officer of the State or the individual, entity, or 19 agency described in subsection (a), as the case may be. 20 "(d) Public Notification.—Not less than once a year, the chief executive officer of each State or the individual, entity, or agency described in subsection (a), as the case may be, shall make available to the public a list of the names of each public school in the State that has

- 1 received a quality program school designation in accord-
- 2 ance with this section.".
- 3 SEC. 402. GUN-FREE REQUIREMENTS.
- 4 Title IV (20 U.S.C. 7101 et seq.) is amended by add-
- 5 ing at the end the following:
- 6 "PART B—GUN POSSESSION
- 7 "SEC. 4201. GUN-FREE REQUIREMENTS.
- 8 "(a) SHORT TITLE.—This part may be cited as the
- 9 "Gun-Free Schools Act of 1994".
- 10 "(b) Requirements.—

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basis.

- 11 "(1) IN GENERAL.—Each State receiving Fed-12 eral funds under this Act shall have in effect a State 13 law requiring local educational agencies to expel 14 from school for a period of not less than one year 15 a student who is determined to have brought a 16 weapon to a school under the jurisdiction of local 17 educational agencies in that State, except that such 18 State law shall allow the chief administering officer 19 of a local educational agency to modify such expul-20 sion requirement for a student on a case-by-case
  - "(2) Construction.—Nothing in this part shall be construed to prevent a State from allowing a local educational agency that has expelled a student from such a student's regular school setting

1	from providing educational services to such student
2	in an alternative setting.
3	"(3) Definition.—For the purpose of this sec-
4	tion, the term 'weapon' means a firearm as such
5	term is defined in section 921(a) of title 18, United
6	States Code.
7	"(c) Special Rule.—The provisions of this section
8	shall be construed in a manner consistent with the Individ-
9	uals with Disabilities Education Act.
10	"(d) Report to State.—Each local educational
11	agency requesting assistance from the State educational
12	agency that is to be provided from funds made available
13	to the State under this Act shall provide to the State, in
14	the application requesting such assistance—
15	"(1) an assurance that such local educational
16	agency is in compliance with the State law required
17	by subsection (b); and
18	"(2) a description of the circumstances sur-
19	rounding any expulsions imposed under the State
20	law required by subsection (b), including—
21	"(A) the name of the school concerned;
22	"(B) the number of students expelled from
23	such school; and
24	"(C) the type of weapons concerned.

- 1 "(e) Reporting.—Each State shall report the infor-
- 2 mation described in subsection (d) to the Secretary on an
- 3 annual basis.
- 4 "SEC. 4202. POLICY REGARDING CRIMINAL JUSTICE SYS-
- 5 TEM REFERRAL.
- 6 "(a) IN GENERAL.—No funds shall be made available
- 7 under this Act to any local educational agency unless such
- 8 agency has a policy requiring referral to the criminal jus-
- 9 tice or juvenile delinquency system of any student who
- 10 brings a firearm or weapon to a school served by such
- 11 agency.
- 12 "(b) Definitions.—For the purpose of this section,
- 13 the terms 'firearm' and 'school' have the meanings given
- 14 the terms in section 921(a) of title 18, United States
- 15 Code.".